

**Officer-Involved Shooting Incident
in Weare, New Hampshire
August 1, 2019**



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ENCOUNTER BETWEEN MR. CLOUGH-GARVIN AND HIS WIFE INSIDE THEIR HOME, EVENING OF JULY 31-EARLY MORNING OF AUGUST 1

- VERBAL AND PHYSICAL ALTERCATIONS
- MR. CLOUGH-GARVIN BRANDISHED A LOADED SHOTGUN, FIRING IT AT LEAST TWICE AND THREATENING TO KILL HIMSELF AND/OR HIS WIFE
- MR. CLOUGH-GARVIN INGESTED CONTENTS OF ENTIRE BOTTLE OF XANAX

INFORMATION RELAYED IN 911 CALL

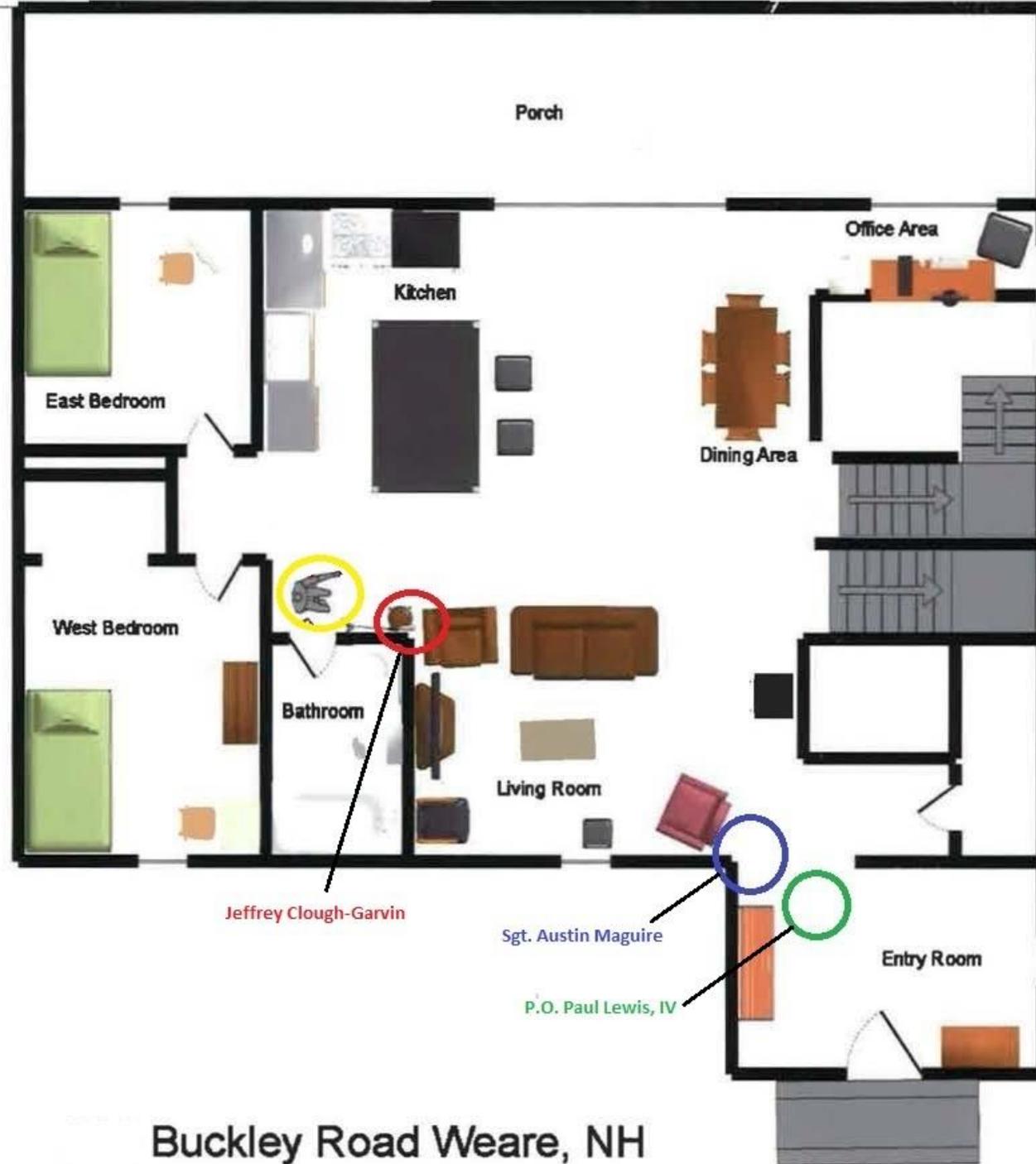
- MR. CLOUGH-GARVIN WAS HOME WITH HIS WIFE
- MR. CLOUGH-GARVIN POSSESSED GUNS AND THREATENED TO SHOOT HIMSELF
- MR. CLOUGH-GARVIN INGESTED "ABOUT 60 XANAX"

INFORMATION RELAYED TO RESPONDING OFFICERS

- DOMESTIC DISPUTE BETWEEN MAN AND WOMAN
- FIREARM MAY BE INVOLVED
- MAN INGESTED "60 XANAX"

2019-08-01 T05:46:34Z
AXON BODY 2 X81081922





Buckley Road Weare, NH

SYNOPSIS OF THE ARMED ENCOUNTER BETWEEN JEFFREY CLOUGH-GARVIN AND LAW ENFORCEMENT

TIME: APPROXIMATELY 30 SECONDS

1. SERGEANT AUSTIN MAGUIRE AND POLICE OFFICER PAUL LEWIS ENTERED THE RESIDENCE
2. JUST INSIDE THE HOUSE, SERGEANT MAGUIRE ENCOUNTERED MR. CLOUGH-GARVIN, WHO APPEARED TO BE HOLDING A GUN
3. SERGEANT MAGUIRE AND OFFICER LEWIS BOTH DIRECTED MR. CLOUGH-GARVIN TO DROP HIS GUN
4. SERGEANT MAGUIRE SAW MR. CLOUGH-GARVIN RAISE HIS GUN TOWARDS THE OFFICERS, AND SERGEANT MAGUIRE FIRED AT MR. CLOUGH-GARVIN
5. MR. CLOUGH-GARVIN TOLD THE POLICE OFFICERS IN SUBSTANCE TO KILL HIM
6. MR. CLOUGH-GARVIN FIRED AT THE POLICE OFFICERS, HITTING OFFICER LEWIS TWICE IN THE ARM
7. SERGEANT MAGUIRE AND MR. CLOUGH-GARVIN BOTH FIRED MULTIPLE ADDITIONAL SHOTS
8. SERGEANT MAGUIRE AND OFFICER LEWIS WITHDREW FROM THE RESIDENCE

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2019-08-01 T05:47:13Z
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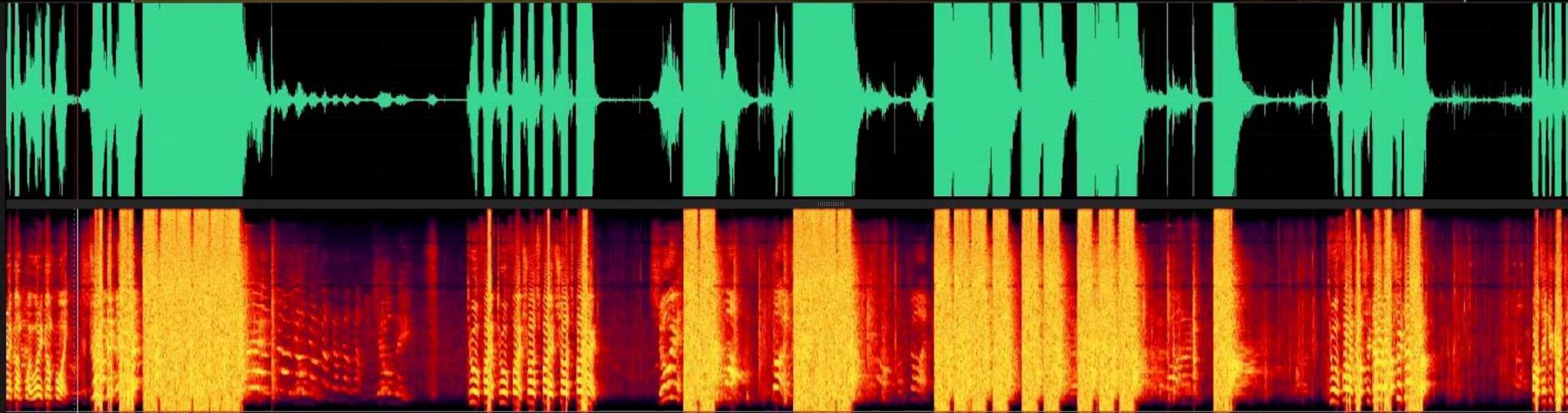


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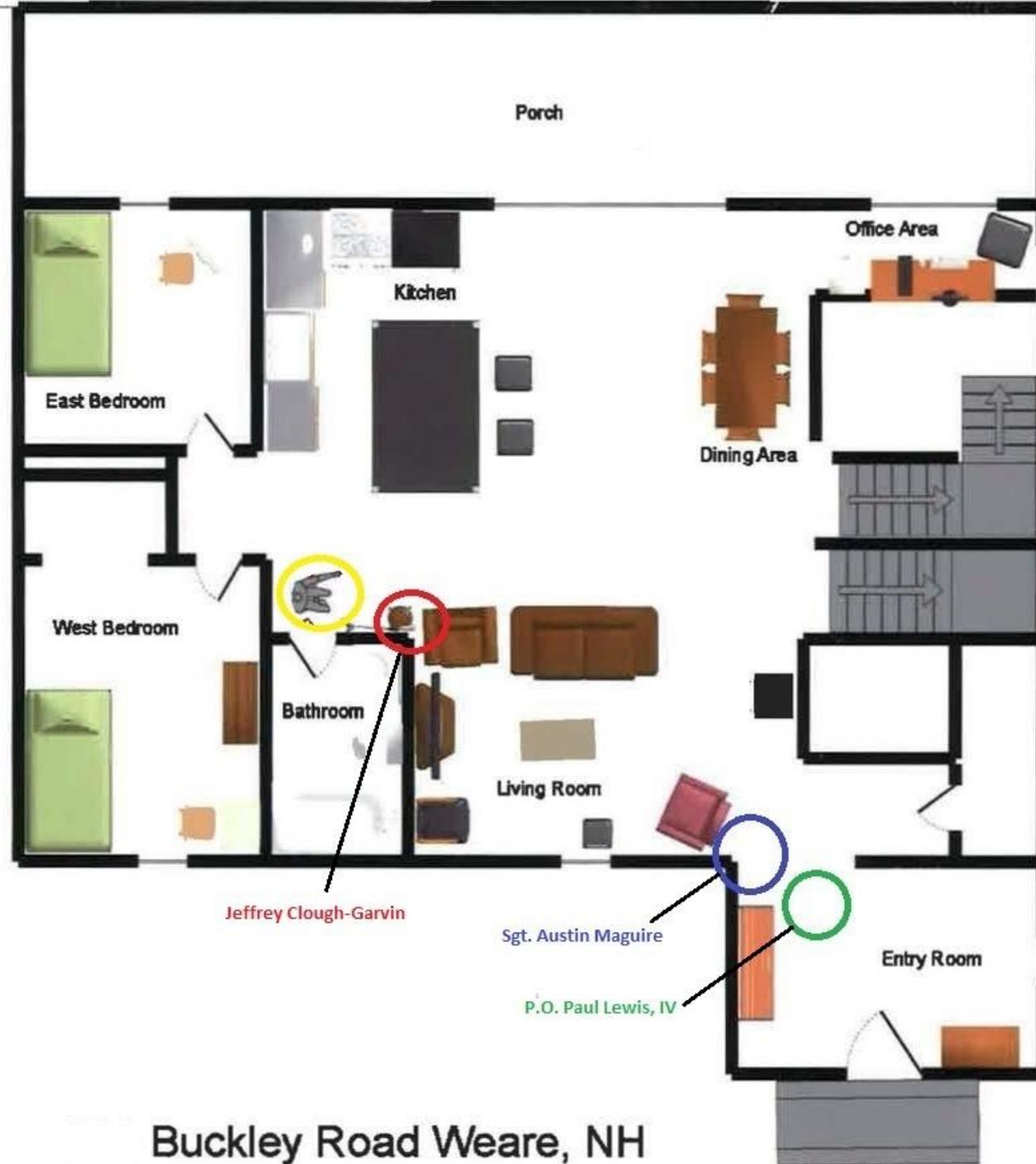
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2019-08-01 T05:47:35Z
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2019-08-01 T05:46:29Z
AXON BODY 2 X81353179





Buckley Road Weare, NH

AUTOPSY OF JEFFREY CLOUGH-GARVIN

FINDINGS:

- 3 GUNSHOT WOUNDS (RIGHT LATERAL CHEST, LEFT POSTERIOR SHOULDER, LEFT UPPER BACK)
- NONE OF THE GUNSHOT WOUNDS WERE FATAL
- SELF-SUSTAINED SHOTGUN WOUND TO CHEST
- TOXICOLOGY RESULTS CONSISTENT WITH INGESTION OF A SUBSTANTIAL AMOUNT OF ALPRAZOLAM (XANAX), AS WELL AS ANTIDEPRESSANTS AND OXYCODONE

MANNER OF DEATH:

SUICIDE



Mr. Clough-Garvin's body

PHYSICAL EVIDENCE

BY MR. CLOUGH-GARVIN'S BODY:

- .45-CALIBER SEMIAUTOMATIC PISTOL (TOP SLIDE LOCKED BACK)
- SIX .45-CALIBER SHELL CASINGS
- 12-GAUGE SHOTGUN (POINTED TOWARD MR. CLOUGH-GARVIN'S BODY, SPENT SLUG CASING IN CHAMBER)

IN AREA OF EXCHANGE OF GUNFIRE:

- EIGHTEEN 9-MILLIMETER SHELL CASINGS
- BALLISTICS DAMAGE CONSISTENT WITH SERGEANT MAGUIRE FIRING TOWARD MR. CLOUGH-GARVIN, AND MR. CLOUGH-GARVIN FIRING TOWARDS THE POLICE OFFICERS

INTERVIEWS

NEW HAMPSHIRE STATUTE RSA 627:5, II(a)

Physical Force in Law Enforcement

A law enforcement officer is justified in using deadly force only when he reasonably believes such force is necessary:

(a) To defend himself or a third person from what he reasonably believes is the imminent use of deadly force. . . .

APPLICATION OF RSA 627:5, II(a)

- CONSIDER ALL THE FACTS AND CIRCUMSTANCES SURROUNDING THE INCIDENT
- WHAT IS “REASONABLE” IS DETERMINED BY AN OBJECTIVE STANDARD (VIEWING THE CONDUCT IN QUESTION FROM THE STANDPOINT OF A REASONABLE PERSON FACING THE SAME CIRCUMSTANCES)
- CANNOT SECOND-GUESS CONDUCT WITH THE BENEFIT OF HINDSIGHT



- MR. CLOUGH-GARVIN'S WIFE REPORTED THAT HE MAY BE ARMED AND WOULD SHOOT POLICE OFFICERS
- MR. CLOUGH-GARVIN HELD WHAT SERGEANT MAGUIRE BELIEVED TO BE A GUN
- MR. CLOUGH-GARVIN DID NOT COMPLY WITH MULTIPLE DIRECTIVES TO DROP HIS WEAPON

2019-08-01 T05:47:42Z
AXON BODY 2 X81081922



- MR. CLOUGH-GARVIN WAS IN FACT ARMED WITH LOADED WEAPONS THAT HE EVENTUALLY USED
- MR. CLOUGH-GARVIN HAD BEEN ACTING ERRATICALLY AND DANGEROUSLY BEFORE THE POLICE ENCOUNTERED HIM
- MR. CLOUGH-GARVIN HAD THREATENED TO SHOOT HIMSELF AND OTHERS



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